

# FIRST UNION RAIL

One O'Hare Centre  
6250 River Road, Suite 5000  
Rosemont, IL 60018

RECORDATION NO. 28012 FILED

AUG 17 '09

11-20 AM

SURFACE TRANSPORTATION BOARD



August 12, 2009

Ms. Anne K. Quinlan  
Surface Transportation Board  
395 E Street, S.W., Suite 100  
Washington, DC 20024  
Attn: Recordation of Railroad Equipment

**Re: Memorandum of Lease**

Dear Ms. Quinlan:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) originals and one (1) copy of a Memorandum of Lease dated June 8, 2009, a primary document as defined in the Board's Rules for the Recordation of Documents. Please file this Memorandum of Lease as a primary document since a Master Lease has not been filed with the Surface Transportation Board. The names and addresses of the parties to the enclosed document are:

Lessor: First Union Rail Corporation  
One O'Hare Centre  
6250 River Road, Suite 5000  
Rosemont, IL 60018

Lessee: Canam Minerals, Inc  
2600 Old Crow Canyon Rd  
Suite 200  
San Ramon, CA 94583


A description of the railroad equipment covered by the enclosed document is for ten (10) 2980,3000 cu. ft 286,000 lb. capacity covered hopper cars; having NDYX marks (see Exhibit A for car numbers).

A short summary of the document to appear in the index follows: **Memorandum of Lease**

Also enclosed is a check in the amount of \$41.00 payable to the order of the Surface Transportation Board covering the required recordation fee. Kindly return one (1) stamped original of the enclosed document to the undersigned along with the additional copies.

If you have any questions regarding the above-referenced matter, please contact me at (847) 384-5397. Thank you for your cooperation in this matter.

Sincerely,

  
Marcia Dunne  
Senior Rail Documentation Specialist

Enclosure  
(3 AM1001)

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ASSGN. NO.: CAMI001

## MEMORANDUM OF LEASE

SURFACE TRANSPORTATION BOARD

THIS MEMORANDUM OF LEASE (the "Memorandum") is made and entered into as of this the 07<sup>th</sup> day of JUNE, 2009, by and between First Union Rail Corporation ("Lessor"), a North Carolina corporation, and CanAm Minerals, Inc., d/b/a Kleen Blast, ("Lessee") a California corporation.

## WITNESSETH:

The undersigned Lessor and Lessee have entered into that certain Lease Agreement (the "Lease"), dated as of June 8, 2009, whereby Lessor has agreed to lease to Lessee certain railcars pursuant to Rider No. 1 to the Lease (the "Rider"), as described in more particular on Exhibit A attached hereto, effective as of June 8, 2009, and subject to the terms, conditions and provisions of the above-mentioned Lease and Rider.

IN WITNESS WHEREOF, the parties hereto have each caused this Memorandum to be duly executed under seal by their respective officers duly authorized as of the date and year first above written.

LESSOR:

FIRST UNION RAIL CORPORATION

By: Richard F. SeymourName: RICHARD F. SEYMOUR  
Title: VICE PRESIDENT SALES & MARKETING

ATTEST:

By: Janice L. EnolvaName: Janice L EnolvaTitle: Manager of DocumentationExecuted on this 12<sup>th</sup> day of June, 2009.

[CORPORATE SEAL]

STATE OF

ILLINOIS

COUNTY OF

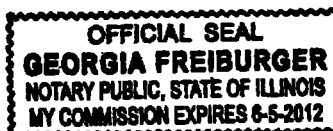
COOK

I, GEORGIA FREIBURGER, a Notary Public of the County and State aforesaid, certify that RICHARD F. SEYMOUR personally appeared before me this day and acknowledged his/her due execution of the foregoing Memorandum of Lease.

WITNESS my hand and official stamp or seal, this 12<sup>th</sup> day of June, 2009.

Notary Public

My Commission Expires:

6-2012  
(Notary Public)

LESSEE:

CANAM MINERALS, INC., d/b/a Kleen Blast

ATTEST:

By:

T-S-

Name:

TIM SPURGEON

Title:

PRES.

By:

Steven Hagan

Name:

STEVEN HAGAN

Title:

V.P., CFO

Executed on this

8TH day of JUNE, 2009

[CORPORATE SEAL]

STATE OF

CALIFORNIA

COUNTY OF

CONTRA COSTA

I, DEBORAH L. BRADSHAW, a Notary Public of the County and State aforesaid, certify that STEVEN HAGAN personally appeared before me this day and acknowledged his/her due execution of the foregoing Memorandum of Lease.

WITNESS my hand and official stamp or seal, this 8TH day of JUNE, 2009

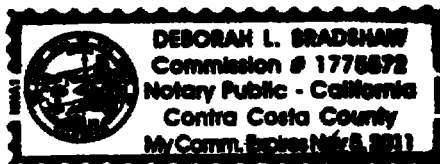
Deborah L. Bradshaw

Notary Public

Commission Expires:

11-5-2011

(Notary Public)



I.	NUMBER OF CARS:	Ten (10)
II.	DESCRIPTION OF CARS:	2980/3000 cu. ft., 286,000 lb. capacity covered hoppers with gravity outlet gates built in 1995, 1996.
III.	CAR NUMBERS:	NDYX 298052 NDYX 298056 NDYX 298057 NDYX 298083 NDYX 298087 NDYX 298099 NDYX 298324 NDYX 298344 NDYX 298355 NDYX 298365